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FILED
AUG 19 2008
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff,	Mag. Case No. '08 MJ 8744
	COMPLAINT FOR VIOLATION OF:
v.	Title 8, U.S.C., Section 1324 (a)(1)(A)(ii) -Illegal Transportation of Alien(s)
Joaquin AMARAL-Marin	
Defendant	

The undersigned complainant, being duly sworn, states:

On or about August 18, 2008, within the Southern District of California, defendant Joaquin AMARAL-Marin, with the intent to violate the immigration laws of the United States, knowing and in reckless disregard of the fact that aliens, Marcelino ALVAREZ-Figueroa, Adolfo MARES-Juares, Javier FLORES-Gonzalez and C.A.G. had come to, entered or remained in the United States in violation of law, did transport or move, said aliens within the United States in furtherance of such violation of law; in violation of Title 8, United States Code, Section 1324(a)(1)(A)(ii).

And the complainant states that this complaint is based on the attached statement of facts which, is incorporated herein by reference.

Senior Border Patrol Agent

SWORN TO BEFORE AND SUBSCRIBED IN MY PRESENCE THIS 19th DAY OF AUGUST 2008.

Peter C. Lewis
United States Magistrate Judge

interview and determined that all the individuals were present in the United States illegally. AMARAL and the four other individuals were placed under arrested.

At approximately 9:07 A.M., FOS Atiles advised AMARAL of his Miranda rights in the Spanish language witnessed by BPA Alberto Luzbert. AMARAL stated that has no legal immigration documents. AMARAL stated that he entered with the illegal aliens and they all then boarded the Honda Civic. AMARAL claims that he was instructed by a smuggler he refers to as "Roman" to guide the individuals through the area known as the "Ponds." AMARAL stated that at a certain location he was supposed to hand over the illegal aliens to "Roman." AMARAL stated that he has smuggled illegal aliens for "Roman" for approximately two years and has guided groups on approximately 25 prior occasions. AMARAL stated that he earns $100 per illegal alien. Today he was going to earn $400.

Material Witnesses Javier FLORES-Gonzalez and Adolfo MARES-Juares stated that they made arrangements to be smuggled into the United States for a fee of $3,000.00 each. Marcelino ALVAREZ-Figueroa stated that he was going to pay $2,500 for him and his niece (C.A.G.). The material Witnesses stated once in the United States they boarded a vehicle. FLORES, MARES, ALVAREZ, and C.A.G. positively identified AMARAL as the driver from a six-pack photo line-up.

The complainant states that the names of the Material Witnesses are as follows:

NAME	**PLACE OF BIRTH**
Marcelino ALVAREZ-Figueroa	Mexico
Adolfo MARES-Juares	Mexico
Javier FLORES-Gonzalez	Mexico
C.A.G.	Mexico

Further, complainant states that Marcelino ALVAREZ-Figueroa, Adolfo MARES-Juares, Javier FLORES-Gonzalez and C.A.G. are citizens of a country other than the United States; that said aliens have admitted that they are deportable; that their testimony is material, that it is impracticable to secure their attendance at the trial by subpoena; and they are material witnesses in relation to this criminal charge and should be held or admitted to bail pursuant to Title 18, United States Code, Section 3144.